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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 12-0860 YGR
Plaintiff,	)	
v.	)	STIPULATION AND ORDER
SALEEM M. KHAN	)	DOCUMENTING
Defendant.	)	EXCLUSION OF TIME

With the agreement of the parties in open court on May 2, 2013 and May 16, 2013, and with the consent of the defendant Saleem M. Khan ("defendant"), the Court enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from May 2, 2013 to August 26, 2013. The Court finds and holds, as follows:

1. The defendant appeared before the Court on May 2, 2013. At that appearance, the Court set a trial date for August 26, 2013. Counsel for the defendant informed the Court that he would be having a medical procedure conducted in the coming weeks that would prevent him from beginning a trial before that time. The parties agreed that for those reasons, and to allow counsel sufficient time to effectively prepare for trial, time should be excluded under the Speedy Trial Act from May 2, 2013 to August 26, 2013. At the May 2, 2013 hearing, the Court ordered the parties to appear on May 16,

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1 2013 to set pretrial dates.

2 2. Counsel for the parties appeared on May 16, 2013. At that appearance, the  
3 Court adopted the parties' agreed-upon dates for filing of pretrial motions, for filing of  
4 pretrial motions *in limine* and other pretrial papers, and for the pretrial conference. The  
5 parties again agreed that time should be excluded from that date to August 26, 2013 for  
6 effective preparation of defense counsel.

7 3. Based on these facts, the Court finds that, taking into the account the public  
8 interest in the prompt disposition of criminal cases, setting this matter for trial on August  
9 26, 2013 is necessary for effective preparation of defense counsel. See 18 U.S.C.  
10 § 3161(h)(7)(B)(iv). Given these circumstances, the Court finds that the ends of justice  
11 served by excluding the period from May 2, 2013 to August 26, 2013 outweigh the best  
12 interest of the public and the defendant in a speedy trial. Id. § 3161(h)(7)(A).

13 4. Accordingly, and with the consent of the defendant, the Court orders that  
14 the period from May 2, 2013 to August 26, 2013 be excluded from Speedy Trial Act  
15 calculations under 18 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).

16 SO STIPULATED.

17 DATED: May 21, 2013

MELINDA HAAG  
United States Attorney

19 \_\_\_\_\_  
/s/  
20 KYLE F. WALDINGER  
Assistant United States Attorney

22 DATED: May 21, 2013

23 \_\_\_\_\_  
/s/  
CHRISTOPHER J. CANNON  
Counsel for the defendant SALEEM M. KHAN

24 IT IS SO ORDERED.

26 DATED: May 22, 2013

27   
YVONNE GONZALEZ ROGERS  
United States District Judge

28  
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